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**MAR 29 2006**

PATENT APPLICATION  
Docket No. 2705-039  
Client Ref. No. Seq. 535

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: R. Ashby ARMISTEAD Conf. No. 2499  
Serial No. 09/186,977 Examiner: CHANG, Edith  
Filed: November 5, 1998 Art Unit: 2637  
For: MODEM FAILOVER WITHOUT CALL LOSS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Responsive to the Office Action dated November 29, 2005, enclosed is an amendment in the above-identified application.

The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For:	Number After Amendment	Previous Number	Extra	Rate	Additional Fee
Total Claims	39	-49*	0	x \$50 =	\$0
Independent Claims	7	-10**	0	x \$200 =	\$0
Extension of Time - 1 <sup>st</sup>					\$120
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$120

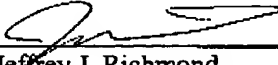
\*greater of twenty (20) or number for which fee has been paid

\*\*greater of three (3) or number for which fee has been paid

- ☒ Applicant petitions the Commissioner to extend the time for response. The extension fee is included and a duplicate copy of this form is enclosed.
- ☒ PTO Form 2038 authorizing credit card payment for the above-listed fees is enclosed.
- ☒ Any deficiency or overpayment should be charged or credited to deposit account number 13-1703.

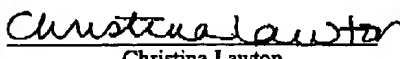
Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.

  
Jeffrey J. Richmond  
Reg. No. 57,564

MARGER JOHNSON & McCOLLOM, P.C.  
210 SW Morrison Street, Suite 400  
Portland, OR 97204  
(503) 222-3613  
Customer No. 20575

I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via facsimile number 571-273-8300, on March 29, 2006.

  
Christina Lawton

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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Responsive to the Office Action, dated November 29, 2005, please amend the application as follows.

**Claim** amendments begin on page 2.

**Remarks** begin on page 11.

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*Christina Lawton*  
Christina Lawton

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